

07/18/11

11/8/20

**EXHIBIT 4- RATES OF DEFAULT (AS OF MAY 2011) ON COUNTRYWIDE AND BANK OF AMERICA LOAN  
CERTIFICATES**

| Certificate        | Number of<br>Loans in<br>Pool at<br>Closing | Current<br>Number of<br>Loans in<br>Pool | Percentage<br>of Loans<br>Delinquent<br>90+ Days | Percentage<br>of Loans in<br>Foreclosure |
|--------------------|---|--|--|--|
|                    |   |  |  |  |
| CWALT 2005-51 3AB3 | 1,347                                       | 626                                      | 51.28  | 18.93                                    |
| CWHL 2005-21 A2    | 1,494                                       | 908                                      | 12.66  | 3.46                                     |
| CWHL 2006-OA5 2A3  | 1,229                                       | 634                                      | 59.36  | 21.54                                    |
| CWHL 2007-14 A18   | 1,182                                       | 731                                      | 10.91  | 1.88                                     |
| CWHL 2007-17 3A1   | 142   | 87                                       | 31.26  | 8.85                                     |
| CWHL 2007-18 2A1   | 301   | 162                                      | 20.03  | 4.40                                     |
| BOAMS 2007-3 1A1   | 775   | 499                                      | 15.79  | 5.70                                     |

24

CM-010

|  |  |   |  |
|--|--|---|--|
| ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):<br>Maxwell M. Blecher (State Bar # 26202)<br>515 South Figueroa Street, Suite 1750<br>Los Angeles, California 90071-3334<br>TELEPHONE NO.: (213)622-4222 FAX NO.: (213)622-1656<br>ATTORNEY FOR (Name): Federated Investment Management Co. et al. |  | FOR COURT USE ONLY<br><br><b>FILED</b><br>SUPERIOR COURT OF CALIFORNIA<br>COUNTY OF LOS ANGELES<br><br>JUL 18 2011<br><br>John A. Clarke, Executive Officer/Clerk<br>BY <i>Mary Flores</i> Deputy |  |
| SUPERIOR COURT OF CALIFORNIA, COUNTY OF Los Angeles<br>STREET ADDRESS: 111 North Hill Street<br>MAILING ADDRESS: 111 North Hill Street<br>CITY AND ZIP CODE: Los Angeles 90012<br>BRANCH NAME: Stanley Mosk Courthouse   |  | CASE NAME:<br>Federated v. Countrywide Financial Corporation et al.   |  |
| <b>CIVIL CASE COVER SHEET</b><br><input checked="" type="checkbox"/> Unlimited (Amount demanded exceeds \$25,000) <input type="checkbox"/> Limited (Amount demanded is \$25,000 or less)   |  | Complex Case Designation<br><input type="checkbox"/> Counter <input type="checkbox"/> Joinder<br>Filed with first appearance by defendant (Cal. Rules of Court, rule 3.402)                       |  |
|  |  | CASE NUMBER: <b>BC 465659</b><br><br>JUDGE:<br>CLERK:   |  |

Items 1-6 below must be completed (see instructions on page 2).

1. Check one box below for the case type that best describes this case:

|   |  |   |
|---|--|---|
| <b>Auto Tort</b><br><input type="checkbox"/> Auto (22)<br><input type="checkbox"/> Uninsured motorist (48)<br><b>Other PI/PD/WO (Personal Injury/Property Damage/Wrongful Death) Tort</b><br><input type="checkbox"/> Asbestos (04)<br><input type="checkbox"/> Product liability (24)<br><input type="checkbox"/> Medical malpractice (45)<br><input type="checkbox"/> Other PI/PD/WO (23)<br><b>Non-PI/PD/WO (Other) Tort</b><br><input type="checkbox"/> Business tort/unfair business practice (07)<br><input type="checkbox"/> Civil rights (08)<br><input type="checkbox"/> Defamation (13)<br><input checked="" type="checkbox"/> Fraud (16)<br><input type="checkbox"/> Intellectual property (19)<br><input type="checkbox"/> Professional negligence (25)<br><input type="checkbox"/> Other non-PI/PD/WO tort (35)<br><b>Employment</b><br><input type="checkbox"/> Wrongful termination (36)<br><input type="checkbox"/> Other employment (15) | <b>Contract</b><br><input type="checkbox"/> Breach of contract/warranty (06)<br><input type="checkbox"/> Rule 3.740 collections (09)<br><input type="checkbox"/> Other collections (09)<br><input type="checkbox"/> Insurance coverage (18)<br><input type="checkbox"/> Other contract (37)<br><b>Real Property</b><br><input type="checkbox"/> Eminent domain/inverse condemnation (14)<br><input type="checkbox"/> Wrongful eviction (33)<br><input type="checkbox"/> Other real property (26)<br><b>Unlawful Detainer</b><br><input type="checkbox"/> Commercial (31)<br><input type="checkbox"/> Residential (32)<br><input type="checkbox"/> Drugs (38)<br><b>Judicial Review</b><br><input type="checkbox"/> Asset forfeiture (05)<br><input type="checkbox"/> Petition re: arbitration award (11)<br><input type="checkbox"/> Writ of mandate (02)<br><input type="checkbox"/> Other judicial review (39) | <b>Provisionally Complex Civil Litigation</b><br>(Cal. Rules of Court, rules 3.400-3.403)<br><input type="checkbox"/> Antitrust/Trade regulation (03)<br><input type="checkbox"/> Construction defect (10)<br><input type="checkbox"/> Mass tort (40)<br><input type="checkbox"/> Securities litigation (28)<br><input type="checkbox"/> Environmental/Toxic tort (30)<br><input type="checkbox"/> Insurance coverage claims arising from the above listed provisionally complex case types (41)<br><b>Enforcement of Judgment</b><br><input type="checkbox"/> Enforcement of judgment (20)<br><b>Miscellaneous Civil Complaint</b><br><input type="checkbox"/> RICO (27)<br><input type="checkbox"/> Other complaint (not specified above) (42)<br><b>Miscellaneous Civil Petition</b><br><input type="checkbox"/> Partnership and corporate governance (21)<br><input type="checkbox"/> Other petition (not specified above) (43) |
|---|--|---|

2. This case ☒ is ☐ is not complex under rule 3.400 of the California Rules of Court. If the case is complex, mark the factors requiring exceptional judicial management:

|   |   |
|---|---|
| a. <input type="checkbox"/> Large number of separately represented parties  | d. <input checked="" type="checkbox"/> Large number of witnesses  |
| b. <input checked="" type="checkbox"/> Extensive motion practice raising difficult or novel issues that will be time-consuming to resolve | e. <input checked="" type="checkbox"/> Coordination with related actions pending in one or more courts in other counties, states, or countries, or in a federal court |
| c. <input checked="" type="checkbox"/> Substantial amount of documentary evidence   | f. <input type="checkbox"/> Substantial postjudgment judicial supervision   |

3. Remedies sought (check all that apply): a. ☒ monetary b. ☐ nonmonetary; declaratory or injunctive relief c. ☒ punitive

4. Number of causes of action (specify): Ten

5. This case ☐ is ☒ is not a class action suit.

6. If there are any known related cases, file and serve a notice of related cases. (You may use form CM-015.)

Date: 7/18/2011

MAXWELL M. BLECHER

(TYPE OR PRINT NAME)

(SIGNATURE OF PARTY OR ATTORNEY FOR PARTY)

## NOTICE

- Plaintiff must file this cover sheet with the first paper filed in the action or proceeding (except small claims cases or cases filed under the Probate Code, Family Code, or Welfare and Institutions Code). (Cal. Rules of Court, rule 3.220.) Failure to file may result in sanctions.
- File this cover sheet in addition to any cover sheet required by local court rule.
- If this case is complex under rule 3.400 et seq. of the California Rules of Court, you must serve a copy of this cover sheet on all other parties to the action or proceeding.
- Unless this is a collections case under rule 3.740 or a complex case, this cover sheet will be used for statistical purposes only.

Page 1 of 2

SHORT TITLE:

Federated Investment Management Company et al. v. Countrywide

CASE NUMBER

BC 465659

**CIVIL CASE COVER SHEET ADDENDUM AND  
STATEMENT OF LOCATION  
(CERTIFICATE OF GROUNDS FOR ASSIGNMENT TO COURTHOUSE LOCATION)**

This form is required pursuant to Local Rule 2.0 in all new civil case filings in the Los Angeles Superior Court.

**Item I.** Check the types of hearing and fill in the estimated length of hearing expected for this case:

JURY TRIAL? ☒ YES CLASS ACTION? ☐ YES LIMITED CASE? ☐ YES TIME ESTIMATED FOR TRIAL ☐ HOURS/ ☐ DAYS

**Item II.** Indicate the correct district and courthouse location (4 steps – If you checked "Limited Case", skip to Item III, Pg. 4):

**Step 1:** After first completing the Civil Case Cover Sheet form, find the main Civil Case Cover Sheet heading for your case in the left margin below, and, to the right in Column A, the Civil Case Cover Sheet case type you selected.

**Step 2:** Check one Superior Court type of action in Column B below which best describes the nature of this case.

**Step 3:** In Column C, circle the reason for the court location choice that applies to the type of action you have checked. For any exception to the court location, see Local Rule 2.0.

**Applicable Reasons for Choosing Courthouse Location (see Column C below)**

1. Class actions must be filed in the Stanley Mosk Courthouse, central district.
2. May be filed in central (other county, or no bodily injury/property damage).
3. Location where cause of action arose.
4. Location where bodily injury, death or damage occurred.
5. Location where performance required or defendant resides.
6. Location of property or permanently garaged vehicle.
7. Location where petitioner resides.
8. Location where defendant/respondent functions wholly.
9. Location where one or more of the parties reside.
10. Location of Labor Commissioner Office.

**Step 4:** Fill in the information requested on page 4 in Item III; complete Item IV. Sign the declaration.

|  | A<br>Civil Case Cover Sheet<br>Category No.                           | B<br>Type of Action<br>(Check only one)  | C<br>Applicable Reasons -<br>See Step 3 Above |
|--|---|--|---|
|  |   |  |   |
| Auto<br>Tort   | Auto (22)   | <input type="checkbox"/> A7100 Motor Vehicle - Personal Injury/Property Damage/Wrongful Death  | 1., 2., 4.                                    |
|  | Uninsured Motorist (46)   | <input type="checkbox"/> A7110 Personal Injury/Property Damage/Wrongful Death - Uninsured Motorist   | 1., 2., 4.                                    |
| Other Personal Injury/Property<br>Damage/Wrongful Death Tort | Asbestos (04)   | <input type="checkbox"/> A6070 Asbestos Property Damage<br><input type="checkbox"/> A7221 Asbestos - Personal Injury/Wrongful Death                                | 2.<br>2.                                      |
|  | Product Liability (24)  | <input type="checkbox"/> A7260 Product Liability (not asbestos or toxic/environmental)   | 1., 2., 3., 4., 8.                            |
|  | Medical Malpractice (45)  | <input type="checkbox"/> A7210 Medical Malpractice - Physicians & Surgeons<br><input type="checkbox"/> A7240 Other Professional Health Care Malpractice            | 1., 4.<br>1., 4.                              |
|  | Other<br>Personal Injury<br>Property Damage<br>Wrongful Death<br>(23) | <input type="checkbox"/> A7250 Premises Liability (e.g., slip and fall)  | 1., 4.  |
|  |   | <input type="checkbox"/> A7230 Intentional Bodily Injury/Property Damage/Wrongful Death (e.g., assault, vandalism, etc.)   | 1., 4.  |
|  |   | <input type="checkbox"/> A7210 Intentional Infliction of Emotional Distress<br><input type="checkbox"/> A7220 Other Personal Injury/Property Damage/Wrongful Death | 1., 3.<br>1., 4.                              |

|  |             |
|--|-------------|
| SHORT TITLE: Federated Investment Management Company et al. v. Countrywide | CASE NUMBER |
|--|-------------|

|  | A<br>Civil Case Cover Sheet<br>Category No.            | B<br>Type of Action<br>(Check only one)  | C<br>Applicable Reasons -<br>See Step 3 Above   |        |
|--|--|--|---|--------|
| Non-Personal Injury/Property<br>Damage/Wrongful Death Tort | Business Tort (07)                                     | <input type="checkbox"/> A6029 Other Commercial/Business Tort (not fraud/breach of contract)   | 1., 3.  |        |
|  | Civil Rights (08)                                      | <input type="checkbox"/> A6005 Civil Rights/Discrimination   | 1., 2., 3.  |        |
|  | Defamation (13)  | <input type="checkbox"/> A6010 Defamation (slander/libel)  | 1., 2., 3.  |        |
|  | Fraud (16)   | <input checked="" type="checkbox"/> A6013 Fraud (no contract)  | 1., 2., 6.  |        |
|  | Professional Negligence (25)                           | <input type="checkbox"/> A6017 Legal Malpractice<br><input type="checkbox"/> A6050 Other Professional Malpractice (not medical or legal)   | 1., 2., 3.<br>1., 2., 3.  |        |
|  | Other (35)   | <input type="checkbox"/> A6025 Other Non-Personal Injury/Property Damage tort  | 2., 3.  |        |
| Employment   | Wrongful Termination (36)                              | <input type="checkbox"/> A6037 Wrongful Termination  | 1., 2., 3.  |        |
|  | Other Employment (15)                                  | <input type="checkbox"/> A6024 Other Employment Complaint Case<br><input type="checkbox"/> A6109 Labor Commissioner Appeals  | 1., 2., 3.<br>10.   |        |
| Contract   | Breach of Contract/Warranty<br>(06)<br>(not insurance) | <input type="checkbox"/> A6004 Breach of Rental/Lease Contract (not unlawful detainer or wrongful eviction)<br><input type="checkbox"/> A6008 Contract/Warranty Breach - Seller Plaintiff (no fraud/negligence)<br><input type="checkbox"/> A6019 Negligent Breach of Contract/Warranty (no fraud)<br><input type="checkbox"/> A6020 Other Breach of Contract/Warranty (not fraud or negligence) | 2., 5.<br>2., 5.<br>1., 2., 5.<br>1., 2., 5.  |        |
|  | Collections (09)                                       | <input type="checkbox"/> A6002 Collections Case - Seller Plaintiff<br><input type="checkbox"/> A6012 Other Promissory Note/Collections Case  | 2., 5., 6.<br>2., 5.  |        |
|  | Insurance Coverage (18)                                | <input type="checkbox"/> A6015 Insurance Coverage (not complex)  | 1., 2., 5., 6.  |        |
|  | Other Contract (37)                                    | <input type="checkbox"/> A6009 Contractual Fraud<br><input type="checkbox"/> A6031 Tortious Interference<br><input type="checkbox"/> A6027 Other Contract Dispute (not breach/insurance/fraud/negligence)  | 1., 2., 3., 5.<br>1., 2., 3., 5.<br>1., 2., 3., 8.                                      |        |
|  |  | Eminent Domain/Inverse<br>Condemnation (14)  | <input type="checkbox"/> A7300 Eminent Domain/Condemnation      Number of parcels _____ | 2.     |
|  |  | Wrongful Eviction (33)   | <input type="checkbox"/> A6023 Wrongful Eviction Case                                   | 2., 6. |
| Real Property  | Other Real Property (26)                               | <input type="checkbox"/> A6018 Mortgage Foreclosure  | 2., 6.  |        |
|  |  | <input type="checkbox"/> A6032 Quiet Title   | 2., 6.  |        |
|  |  | <input type="checkbox"/> A6060 Other Real Property (not eminent domain, landlord/tenant, foreclosure)  | 2., 6.  |        |
| Unlawful Detainer  | Unlawful Detainer-Commercial<br>(31)                   | <input type="checkbox"/> A6021 Unlawful Detainer-Commercial (not drugs or wrongful eviction)   | 2., 6.  |        |
|  | Unlawful Detainer-Residential<br>(32)                  | <input type="checkbox"/> A6020 Unlawful Detainer-Residential (not drugs or wrongful eviction)  | 2., 6.  |        |
|  | Unlawful Detainer-<br>Post-Foreclosure (34)            | <input type="checkbox"/> A6020F Unlawful Detainer-Post-Foreclosure   | 2., 6.  |        |
|  | Unlawful Detainer-Drugs (38)                           | <input type="checkbox"/> A6022 Unlawful Detainer-Drugs   | 2., 6.  |        |

| SHORT TITLE: Federated Investment Management Company et al. v. Countrywide |   | CASE NUMBER:   |
|--|---|--|
| A<br>Civil Case Cover Sheet<br>Category No.                                | B<br>Type of Action<br>(Check only one)   | C<br>Applicable Reasons -<br>See Step 3 Above                                      |
| Judicial Review  | Asset Forfeiture (05) <input type="checkbox"/> A6108 Asset Forfeiture Case  | 2., 6.   |
|  | Petition re Arbitration (11) <input type="checkbox"/> A6115 Petition to Compel/Confirm/Vacate Arbitration   | 2., 5.   |
|  | Writ of Mandate (02) <input type="checkbox"/> A6151 Writ - Administrative Mandamus<br><input type="checkbox"/> A6152 Writ - Mandamus on Limited Court Case Matter<br><input type="checkbox"/> A6153 Writ - Other Limited Court Case Matter  | 2., 8.<br>2.<br>2.   |
|  | Other Judicial Review (39) <input type="checkbox"/> A6150 Other Writ/Judicial Review  | 2., 8.   |
| Provisionally Complex Litigation   | Antitrust/Trade Regulation (03) <input type="checkbox"/> A6003 Antitrust/Trade Regulation   | 1., 2., 8.   |
|  | Construction Defect (10) <input type="checkbox"/> A6007 Construction Defect   | 1., 2., 3.   |
|  | Claims Involving Mass Tort (40) <input type="checkbox"/> A6005 Claims Involving Mass Tort   | 1., 2., 8.   |
|  | Securities Litigation (28) <input type="checkbox"/> A6035 Securities Litigation Case  | 1., 2., 8.   |
|  | Toxic Tort Environmental (30) <input type="checkbox"/> A6036 Toxic Tort/Environmental   | 1., 2., 3., 8.   |
|  | Insurance Coverage Claims from Complex Case (41) <input type="checkbox"/> A6011 Insurance Coverage/Subrogation (complex case only)  | 1., 2., 5., 8.   |
| Enforcement of Judgment  | Enforcement of Judgment (20) <input type="checkbox"/> A6141 Sister State Judgment<br><input type="checkbox"/> A6150 Abstract of Judgment<br><input type="checkbox"/> A6107 Confession of Judgment (non-domestic relations)<br><input type="checkbox"/> A6140 Administrative Agency Award (not unpaid taxes)<br><input type="checkbox"/> A6114 Petition/Certificate for Entry of Judgment on Unpaid Tax<br><input type="checkbox"/> A6112 Other Enforcement of Judgment Case | 2., 9.<br>2., 6.<br>2., 9.<br>2., 8.<br>2., 8.<br>2., 8., 9.                       |
|  | RICO (27) <input type="checkbox"/> A6003 RICO Case  | 1., 2., 8.   |
| Miscellaneous Civil Complaints   | Other Complaints (Not Specified Above) (42) <input type="checkbox"/> A6030 Declaratory Relief Only<br><input type="checkbox"/> A6040 Injunctive Relief Only (not domestic harassment)<br><input type="checkbox"/> A6011 Other Commercial Complaint Case (non-tort/non-complex)<br><input type="checkbox"/> A6000 Other Civil Complaint (non-tort/non-complex)   | 1., 2., 8.<br>2., 8.<br>1., 2., 8.<br>1., 2., 8.                                   |
|  | Partnership Corporation Governance (21) <input type="checkbox"/> A6113 Partnership and Corporate Governance Case  | 2., 8.   |
| Miscellaneous Civil Petitions  | Other Petitions (Not Specified Above) (43) <input type="checkbox"/> A6121 Civil Harassment<br><input type="checkbox"/> A6123 Workplace Harassment<br><input type="checkbox"/> A6124 Elder/Dependent Adult Abuse Case<br><input type="checkbox"/> A6190 Election Contest<br><input type="checkbox"/> A6110 Petition for Change of Name<br><input type="checkbox"/> A6170 Petition for Reformation Law of Contract<br><input type="checkbox"/> A6100 Other Civil Petition     | 2., 3., 9.<br>2., 3., 9.<br>2., 3., 9.<br>2.<br>2., 7.<br>2., 3., 4., 8.<br>2., 9. |

|   |             |
|---|-------------|
| SHORT TITLE:<br>Federated Investment Management Company v. E.L.V. Countrywide | CASE NUMBER |
|---|-------------|

**Item III. Statement of Location:** Enter the address of the accident, party's residence or place of business, performance, or other circumstance indicated in Item II., Step 3 on Page 1, as the proper reason for filing in the court location you selected.

|   |              |  |
|---|--------------|--|
| <b>REASON:</b> Check the appropriate boxes for the numbers shown under Column C for the type of action that you have selected for this case.<br><br><input type="checkbox"/> 1. <input type="checkbox"/> 2. <input checked="" type="checkbox"/> 3. <input type="checkbox"/> 4. <input type="checkbox"/> 5. <input type="checkbox"/> 6. <input type="checkbox"/> 7. <input type="checkbox"/> 8. <input type="checkbox"/> 9. <input type="checkbox"/> 10. |              | ADDRESS:<br>4500 Park Granada, Calabasas, California |
| CITY:<br>Calabasas  | STATE:<br>CA | ZIP CODE:<br>91302                                   |

**Item IV. Declaration of Assignment:** I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that the above-entitled matter is properly filed for assignment to the Stanley Mosk courthouse in the Central District of the Superior Court of California, County of Los Angeles [Code Civ. Proc., § 392 et seq., and Local Rule 2.0, subds. (b), (c) and (d)].

Dated: 7/18/2011

  
 (SIGNATURE OF ATTORNEY/FILING PARTY)

**PLEASE HAVE THE FOLLOWING ITEMS COMPLETED AND READY TO BE FILED IN ORDER TO PROPERLY COMMENCE YOUR NEW COURT CASE:**

1. Original Complaint or Petition.
2. If filing a Complaint, a completed Summons form for issuance by the Clerk.
3. Civil Case Cover Sheet, Judicial Council form CM-010.
4. Civil Case Cover Sheet Addendum and Statement of Location form, LACIV 109, LASC Approved 03-04 (Rev. 03/11).
5. Payment in full of the filing fee, unless fees have been waived.
6. A signed order appointing the Guardian ad Litem, Judicial Council form CIV-010, if the plaintiff or petitioner is a minor under 18 years of age will be required by the Court to issue a summons.
7. Additional copies of documents to be conformed by the Clerk. Copies of the cover sheet and this addendum must be served along with the summons and complaint, or other initiating pleading in the case.



CM-015

|   |  |
|---|--|
| ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):<br><b>Maxwell M. Blecher (State Bar # 26202)</b><br><b>515 South Figueroa Street, Suite 1750</b><br><b>Los Angeles, CA 90071-3334</b><br><br>TELEPHONE NO.: (213) 622-4222 FAX NO. (Optional): (213) 622-1656<br>E-MAIL ADDRESS (Optional): mblecher@blechercollins.com<br>ATTORNEY FOR (Name): | FOR COURT USE ONLY<br><b>FILED</b><br>SUPERIOR COURT OF CALIFORNIA<br>COUNTY OF LOS ANGELES<br><br><b>JUL 18 2011</b><br><br>John A. Clarke, Executive Officer/Clerk<br>BY <u>Mary Flores</u> Deputy |
| SUPERIOR COURT OF CALIFORNIA, COUNTY OF Los Angeles<br>STREET ADDRESS: 111 North Hill Street<br>MAILING ADDRESS: 111 North Hill Street<br>CITY AND ZIP CODE: Los Angeles 90012<br>BRANCH NAME: Stanley Mosk Courthouse  |  |
| PLAINTIFF/PETITIONER: Federated Investment Management Company et al.<br><br>DEFENDANT/RESPONDENT: Countrywide Financial Corporation et al.  | CASE NUMBER: <b>BC 465659</b><br>JUDICIAL OFFICER:   |
| NOTICE OF RELATED CASE  | DEPT.:   |

Identify, in chronological order according to date of filing, all cases related to the case referenced above.

1. a. Title: Luther v. Countrywide Financial Corporation, Superior Court for the State of California County of Los Angeles  
 b. Case number: BC 380698  
 c. Court: ☒ same as above  
☐ other state or federal court (name and address):  
 d. Department:  
 e. Case type: ☐ limited civil ☒ unlimited civil ☐ probate ☐ family law ☐ other (specify):  
 f. Filing date: 11/11/2007  
 g. Has this case been designated or determined as "complex?" ☒ Yes ☐ No  
 h. Relationship of this case to the case referenced above (check all that apply):  
☒ involves the same parties and is based on the same or similar claims.  
☒ arises from the same or substantially identical transactions, incidents, or events requiring the determination of the same or substantially identical questions of law or fact.  
☐ involves claims against, title to, possession of, or damages to the same property.  
☐ is likely for other reasons to require substantial duplication of judicial resources if heard by different judges.  
☐ Additional explanation is attached in attachment 1h  
 i. Status of case:  
☒ pending  
☐ dismissed ☐ with ☐ without prejudice  
☐ disposed of by judgment
2. a. Title:  
 b. Case number:  
 c. Court: ☐ same as above  
☐ other state or federal court (name and address):  
 d. Department:

TT/BY/2B



CM-015

PLAINTIFF/PETITIONER: Federated Investment Management Company et al.  
 DEFENDANT/RESPONDENT: Countrywide Financial Corporation et al.

CASE NUMBER:

## 2. (continued)

- e. Case type: ☐ limited civil ☐ unlimited civil ☐ probate ☐ family law ☐ other (specify):
- f. Filing date:
- g. Has this case been designated or determined as "complex?" ☐ Yes ☐ No
- h. Relationship of this case to the case referenced above (check all that apply):
- ☐ involves the same parties and is based on the same or similar claims.
- ☐ arises from the same or substantially identical transactions, incidents, or events requiring the determination of the same or substantially identical questions of law or fact.
- ☐ involves claims against, title to, possession of, or damages to the same property.
- ☐ is likely for other reasons to require substantial duplication of judicial resources if heard by different judges.
- ☐ Additional explanation is attached in attachment 2h
- i. Status of case:
- ☐ pending
- ☐ dismissed ☐ with ☐ without prejudice
- ☐ disposed of by judgment

## 3. a. Title:

b. Case number:

c. Court: ☐ same as above☐ other state or federal court (name and address):

d. Department:

e. Case type: ☐ limited civil ☐ unlimited civil ☐ probate ☐ family law ☐ other (specify):

f. Filing date:

g. Has this case been designated or determined as "complex?" ☐ Yes ☐ No

h. Relationship of this case to the case referenced above (check all that apply):

- ☐ involves the same parties and is based on the same or similar claims.
- ☐ arises from the same or substantially identical transactions, incidents, or events requiring the determination of the same or substantially identical questions of law or fact.
- ☐ involves claims against, title to, possession of, or damages to the same property.
- ☐ is likely for other reasons to require substantial duplication of judicial resources if heard by different judges.
- ☐ Additional explanation is attached in attachment 3h

i. Status of case:

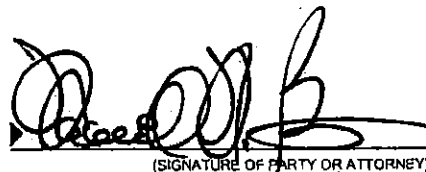
- ☐ pending
- ☐ dismissed ☐ with ☐ without prejudice
- ☐ disposed of by judgment

4. ☐ Additional related cases are described in Attachment 4. Number of pages attached: \_\_\_\_\_

Date: 7/18/2011

Maxwell M. Blecher

(TYPE OR PRINT NAME OF PARTY OR ATTORNEY)



(SIGNATURE OF PARTY OR ATTORNEY)

CM-015

|  |              |
|--|--------------|
| PLAINTIFF/PETITIONER: Federated Investment Management Company et al. | CASE NUMBER: |
| DEFENDANT/RESPONDENT: Countrywide Financial Corporation et al.       |              |

**PROOF OF SERVICE BY FIRST-CLASS MAIL  
NOTICE OF RELATED CASE**

**(NOTE: You cannot serve the Notice of Related Case if you are a party in the action. The person who served the notice must complete this proof of service. The notice must be served on all known parties in each related action or proceeding.)**

1. I am at least 18 years old and not a party to this action. I am a resident of or employed in the county where the mailing took place, and my residence or business address is (specify):
  
2. I served a copy of the *Notice of Related Case* by enclosing it in a sealed envelope with first-class postage fully prepaid and (check one):
  - a. ☐ deposited the sealed envelope with the United States Postal Service.
  - b. ☐ placed the sealed envelope for collection and processing for mailing, following this business's usual practices, with which I am readily familiar. On the same day correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service.
3. The *Notice of Related Case* was mailed:
  - a. on (date):
  - b. from (city and state):
4. The envelope was addressed and mailed as follows:
 

|  |  |
|--|--|
| a. Name of person served:<br><br>Street address:<br>City:<br>State and zip code: | c. Name of person served:<br><br>Street address:<br>City:<br>State and zip code: |
| b. Name of person served:<br><br>Street address:<br>City:<br>State and zip code: | d. Name of person served:<br><br>Street address:<br>City:<br>State and zip code: |

☐ Names and addresses of additional persons served are attached. (You may use form POS-030(P).)

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date:

(TYPE OR PRINT NAME OF DECLARANT)

(SIGNATURE OF DECLARANT)



A. Brooks Gresham (SBN 155954)  
bgresham@mcguirewoods.com  
 Tracy Evans-Moyer (SBN 243212)  
tmoyer@mcguirewoods.com  
 MCGUIRE WOODS LLP  
 1800 Century Park East, 8th Floor  
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Mitchell A. Lowenthal (*pro hac vice* forthcoming)  
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 Meredith E. Kotler (*pro hac vice* forthcoming)  
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**CLEARY GOTTlieb STEEN &  
 HAMILTON LLP**  
 One Liberty Plaza  
 New York, NY 10006

*Attorneys for Defendants*  
 Bank of America Corp., NB Holdings  
 Corporation, BAC Home Loan Servicing, L.P.,  
 Bank of America Mortgage Securities, Inc.,  
 and Banc of America Securities, LLC

**SUPERIOR COURT OF THE STATE OF CALIFORNIA  
 COUNTY OF LOS ANGELES**

FEDERATED INVESTMENT  
 MANAGEMENT COMPANY; FEDERATED  
 ULTRASHORT BOND FUND; FEDERATED  
 FUND FOR U.S. GOVERNMENT  
 SECURITIES; FEDERATED  
 GOVERNMENT INCOME SECURITIES,  
 INC.; and FEDERATED MORTGAGE CORE  
 PORTFOLIO,

*Plaintiffs,*

v.

COUNTRYWIDE FINANCIAL  
 CORPORATION; COUNTRYWIDE HOME  
 LOANS, INC.; COUNTRYWIDE HOME  
 LOAN SERVICING, L.P.; COUNTRYWIDE  
 CAPITAL MARKETS; CWALT, INC.;  
 CWMBS, INC.; BANK OF AMERICA  
 MORTGAGE SECURITIES, INC.; BANK OF  
 AMERICA CORP.; BAC HOME LOAN

Case No. BC 465659

**NOTICE TO PLAINTIFF OF FILING OF  
 NOTICE OF REMOVAL**

SERVICING, L.P.; NB HOLDINGS CORPORATION; BANC OF AMERICA SECURITIES, LLC; COUNTRYWIDE SECURITIES CORPORATION; LEHMAN BROTHERS INC.; GREENWICH CAPITAL MARKETS, INC. A.K.A. RBS GREENWICH CAPITAL; MORGAN STANLEY & CO., INC.; UBS SECURITIES LLC; ANGELO MOZILO; DAVID A. SAMBOL; DAVID A. SPECTOR; ERIC P. SIERACKI; STANFORD KURLAND; JOSHUA ADLER; RANJIT KRIPALANI; and JENNIFER S. SANDEFUR,

*Defendants.*

TO THE PLAINTIFFS AND THEIR ATTORNEYS OF RECORD:

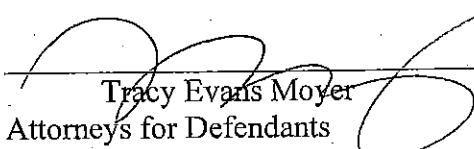
PLEASE TAKE NOTICE THAT on July 27, 2011, Defendants Bank of America Corp., NB Holdings Corporation, BAC Home Loan Servicing, L.P, Bank of America Mortgage Securities, Inc., and Banc of America Securities, LLC filed a Notice of Removal of Civil Action to the United States District Court for the Central District of California pursuant to 28 U.S.C. § 1441 (Diversity) with the Clerk of the United States District Court for the Central District of California -- Western Division. Attached hereto as Exhibit "A" is a true and correct copy of the Federal Civil Case Coversheet, Notice of Removal and Notice of Interested Parties.

PLEASE TAKE FURTHER NOTICE that on July 27, 2011, Defendants filed a Notice to State Court of Filing of Notice of Removal with the Clerk of the Los Angeles Superior Court of the State of California, together with a copy of the Notice of Removal of Civil Action to the United States District Court for the Central District of California pursuant to 28 U.S.C. § 1441 (Diversity).

DATED: July 27, 2011

McGuireWoods LLP

By:

  
Tracy Evans Moyer  
Attorneys for Defendants

**PROOF OF SERVICE****STATE OF CALIFORNIA, COUNTY OF LOS ANGELES**

I am employed in the County of Los Angeles, State of California. I am over the age of eighteen years and not a party to the within action; my business address is 1800 Century Park East, 8th Floor, Los Angeles, CA 90067.

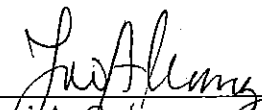
On July 27, 2011, I served the following document(s) described as **NOTICE TO PLAINTIFF OF FILING OF NOTICE OF REMOVAL** on the interested parties in this action by placing true copies thereof enclosed in sealed envelopes addressed as follows:

**SEE ATTACHED LIST**

- ☐ **BY MAIL:** I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing with the United States Postal Service. Under that practice, it would be deposited with the United States Postal Service that same day in the ordinary course of business. Such envelope(s) were placed for collection and mailing with postage thereon fully prepaid at Los Angeles, CA, on that same day following ordinary business practices. (C.C.P. § 1013 (a) and 1013a(3))
- ☐ **BY FACSIMILE:** At approximately \_\_\_\_\_, I caused said document(s) to be transmitted by facsimile pursuant to Rule 2008 of the California Rules of Court. The telephone number of the sending facsimile machine was 310.315.8210. The name(s) and facsimile machine telephone number(s) of the person(s) served are set forth in the service list. The document was transmitted by facsimile transmission, and the sending facsimile machine properly issued a transmission report confirming that the transmission was complete and without error.
- ☒ **BY OVERNIGHT DELIVERY:** I deposited such document(s) in a box or other facility regularly maintained by the overnight service carrier, or delivered such document(s) to a courier or driver authorized by the overnight service carrier to receive documents, in an envelope or package designated by the overnight service carrier with delivery fees paid or provided for, addressed to the person(s) served hereunder. (C.C.P. § 1013(d)(e))
- ☐ **BY HAND DELIVERY:** I delivered such envelope(s) by hand to the office of the addressee(s). (C.C.P. § 1011(a)(b))
- ☐ **BY PERSONAL SERVICE:** I personally delivered such envelope(s) to the addressee(s). (C.C.P. § 1011)

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on July 27, 2011, at Los Angeles, CA.

  
Lori A. Gomez

**SERVICE LIST**

|  |   |
|--|---|
| <p>Maxwell M. Blecher<br/> <b>BLECHER &amp; COLLINS, P.C.</b><br/>                     515 South Figueroa Street, Suite 1750<br/>                     Los Angeles, CA 90071</p>  | <p><i>Attorneys for Plaintiffs</i></p> <p>Tel. 213-622-4222<br/>                     Fax. 213-622-1656<br/> <a href="mailto:mblecher@blechercollins.com">mblecher@blechercollins.com</a></p>  |
| <p>Stephen Lowey<br/>                     Barbara Hart<br/>                     David Harrison<br/> <b>LOWEY, DANENBERG, COHEN &amp; HART, PC</b><br/>                     One North Broadway, Suite 509<br/>                     White Plains, NY 10601</p> | <p>Tel: 914-997-0500<br/>                     Fax: 914-997-0035<br/> <a href="mailto:slowey@lowey.com">slowey@lowey.com</a><br/> <a href="mailto:bhart@lowey.com">bhart@lowey.com</a><br/> <a href="mailto:dharrison@lowey.com">dharrison@lowey.com</a></p> |



**EXHIBIT A**

UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA  
CIVIL COVER SHEET

|   |   |
|---|---|
| <b>I (a) PLAINTIFFS</b> (Check box if you are representing yourself <input type="checkbox"/> )<br>Federated Investment Management Company; Federated Ultrashort Bond Fund; Federated Fund for U.S. Government Securities; Federated Government Income Securities, Inc.; and Federated Mortgage Core Portfolio | <b>DEFENDANTS</b><br>Countrywide Financial Corporation; et al.<br><br>SEE ATTACHED LIST OF DEFENDANTS   |
| <b>(b) Attorneys</b> (Firm Name, Address and Telephone Number. If you are representing yourself, provide same.)<br>Maxwell M. Blecher<br>BLECHER & COLLINS, P.C.<br>515 S. Figueroa Street, Suite 1750<br>Los Angeles, CA 90071<br>Tel: (213) 622-4222 / Fax: (213) 622-1656                                  | Attorneys (If Known)<br>for Bank of America Defendants:<br>A. Brooks Gresham (SBN 155954)<br>Tracy Evans-Moyer (SBN 243212)<br>MCGUIRE WOODS LLP<br>1800 Century Park East, 8 <sup>th</sup> Floor<br>Los Angeles, CA 90067<br>Tel: (310) 315-8200 / Fax: (310) 315-8210 |

|  |  |   |   |   |   |                                |                                |                          |                                       |                                       |   |                            |                            |   |                            |                            |                |                            |                            |
|--|--|---|---|---|---|--------------------------------|--------------------------------|--------------------------|---------------------------------------|---------------------------------------|---|----------------------------|----------------------------|---|----------------------------|----------------------------|----------------|----------------------------|----------------------------|
| <b>II. BASIS OF JURISDICTION</b> (Place an X in one box only.)<br><br><input type="checkbox"/> 1 U.S. Government Plaintiff <input type="checkbox"/> 3 Federal Question (U.S. Government Not a Party)<br><br><input type="checkbox"/> 2 U.S. Government Defendant <input checked="" type="checkbox"/> 4 Diversity (Indicate Citizenship of Parties in Item III) | <b>III. CITIZENSHIP OF PRINCIPAL PARTIES</b> - For Diversity Cases Only<br>(Place an X in one box for plaintiff and one for defendant.) <table style="width:100%;"> <tr> <td style="width:33%;">Citizen of This State</td> <td style="width:10%;">PTF <input type="checkbox"/> 1</td> <td style="width:10%;">DEF <input checked="" type="checkbox"/> 1</td> <td style="width:33%;">Incorporated or Principal Place of Business in this State</td> <td style="width:10%;">PTF <input type="checkbox"/> 4</td> <td style="width:10%;">DEF <input type="checkbox"/> 4</td> </tr> <tr> <td>Citizen of Another State</td> <td><input checked="" type="checkbox"/> 2</td> <td><input checked="" type="checkbox"/> 2</td> <td>Incorporated and Principal Place of Business in Another State</td> <td><input type="checkbox"/> 5</td> <td><input type="checkbox"/> 5</td> </tr> <tr> <td>Citizen or Subject of a Foreign Country</td> <td><input type="checkbox"/> 3</td> <td><input type="checkbox"/> 3</td> <td>Foreign Nation</td> <td><input type="checkbox"/> 6</td> <td><input type="checkbox"/> 6</td> </tr> </table> | Citizen of This State                     | PTF <input type="checkbox"/> 1                                | DEF <input checked="" type="checkbox"/> 1 | Incorporated or Principal Place of Business in this State | PTF <input type="checkbox"/> 4 | DEF <input type="checkbox"/> 4 | Citizen of Another State | <input checked="" type="checkbox"/> 2 | <input checked="" type="checkbox"/> 2 | Incorporated and Principal Place of Business in Another State | <input type="checkbox"/> 5 | <input type="checkbox"/> 5 | Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3 | <input type="checkbox"/> 3 | Foreign Nation | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |
| Citizen of This State  | PTF <input type="checkbox"/> 1   | DEF <input checked="" type="checkbox"/> 1 | Incorporated or Principal Place of Business in this State     | PTF <input type="checkbox"/> 4            | DEF <input type="checkbox"/> 4                            |                                |                                |                          |                                       |                                       |   |                            |                            |   |                            |                            |                |                            |                            |
| Citizen of Another State   | <input checked="" type="checkbox"/> 2  | <input checked="" type="checkbox"/> 2     | Incorporated and Principal Place of Business in Another State | <input type="checkbox"/> 5                | <input type="checkbox"/> 5                                |                                |                                |                          |                                       |                                       |   |                            |                            |   |                            |                            |                |                            |                            |
| Citizen or Subject of a Foreign Country  | <input type="checkbox"/> 3   | <input type="checkbox"/> 3                | Foreign Nation  | <input type="checkbox"/> 6                | <input type="checkbox"/> 6                                |                                |                                |                          |                                       |                                       |   |                            |                            |   |                            |                            |                |                            |                            |

|  |
|--|
| <b>IV. ORIGIN</b> (Place an X in one box only.)<br><input type="checkbox"/> 1 Original Proceeding <input checked="" type="checkbox"/> 2 Removed from State Court <input type="checkbox"/> 3 Remanded from Appellate Court <input type="checkbox"/> 4 Reinstated or Reopened <input type="checkbox"/> 5 Transferred from another district (specify): <input type="checkbox"/> 6 Multi-District Litigation <input type="checkbox"/> 7 Appeal to District Judge from Magistrate Judge |
|--|

|  |
|--|
| <b>V. REQUESTED IN COMPLAINT: JURY DEMAND:</b> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No (Check 'Yes' only if demanded in complaint.)<br><b>CLASS ACTION</b> under F.R.C.P. 23: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input checked="" type="checkbox"/> <b>MONEY DEMANDED IN COMPLAINT:</b> \$ _____ |
|--|

|  |
|--|
| <b>VI. CAUSE OF ACTION</b> (Cite the U. S. Civil Statute under which you are filing and write a brief statement of cause. Do not cite jurisdictional statutes unless diversity.) |
|--|

|  |
|--|
| <b>VII. NATURE OF SUIT</b> (Place an X in one box only.) |
|--|

|  |  |  |  |   |  |
|--|--|--|--|---|--|
| <b>OTHER STATUTES</b><br><input type="checkbox"/> 400 State Reapportionment<br><input type="checkbox"/> 410 Antitrust<br><input type="checkbox"/> 430 Banks and Banking<br><input type="checkbox"/> 450 Commerce/ICC Rates/etc.<br><input type="checkbox"/> 460 Deportation<br><input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations<br><input type="checkbox"/> 480 Consumer Credit<br><input type="checkbox"/> 490 Cable/Sat TV<br><input type="checkbox"/> 810 Selective Service<br><input checked="" type="checkbox"/> 850 Securities/Commodities/Exchange<br><input type="checkbox"/> 875 Customer Challenge 12 USC 3410<br><input type="checkbox"/> 890 Other Statutory Actions<br><input type="checkbox"/> 891 Agricultural Act<br><input type="checkbox"/> 892 Economic Stabilization Act<br><input type="checkbox"/> 893 Environmental Matters<br><input type="checkbox"/> 894 Energy Allocation Act<br><input type="checkbox"/> 895 Freedom of Info. Act<br><input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice<br><input type="checkbox"/> 950 Constitutionality of State Statutes | <b>CONTRACT</b><br><input type="checkbox"/> 110 Insurance<br><input type="checkbox"/> 120 Marine<br><input type="checkbox"/> 130 Miller Act<br><input type="checkbox"/> 140 Negotiable Instrument<br><input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment<br><input type="checkbox"/> 151 Medicare Act<br><input type="checkbox"/> 152 Recovery of Defaulted Student Loan (Excl. Veterans)<br><input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits<br><input type="checkbox"/> 160 Stockholders' Suits<br><input type="checkbox"/> 190 Other Contract<br><input type="checkbox"/> 195 Contract Product Liability<br><input type="checkbox"/> 196 Franchise<br><b>REAL PROPERTY</b><br><input type="checkbox"/> 210 Land Condemnation<br><input type="checkbox"/> 220 Foreclosure<br><input type="checkbox"/> 230 Rent Lease & Ejectment<br><input type="checkbox"/> 240 Torts to Land<br><input type="checkbox"/> 245 Tort Product Liability<br><input type="checkbox"/> 290 All Other Real Property | <b>TORTS PERSONAL INJURY</b><br><input type="checkbox"/> 310 Airplane<br><input type="checkbox"/> 315 Airplane Product Liability<br><input type="checkbox"/> 320 Assault, Libel & Slander<br><input type="checkbox"/> 330 Fed. Employers' Liability<br><input type="checkbox"/> 340 Marine<br><input type="checkbox"/> 345 Marine Product Liability<br><input type="checkbox"/> 350 Motor Vehicle<br><input type="checkbox"/> 355 Motor Vehicle Product Liability<br><input type="checkbox"/> 360 Other Personal Injury<br><input type="checkbox"/> 362 Personal Injury-Med Malpractice<br><input type="checkbox"/> 365 Personal Injury-Product Liability<br><input type="checkbox"/> 368 Asbestos Personal Injury Product Liability<br><b>IMMIGRATION</b><br><input type="checkbox"/> 462 Naturalization Application<br><input type="checkbox"/> 463 Habeas Corpus-Alien Detainee<br><input type="checkbox"/> 465 Other Immigration Actions | <b>TORTS PERSONAL PROPERTY</b><br><input type="checkbox"/> 370 Other Fraud<br><input type="checkbox"/> 371 Truth in Lending<br><input type="checkbox"/> 380 Other Personal Property Damage<br><input type="checkbox"/> 385 Property Damage Product Liability<br><b>BANKRUPTCY</b><br><input type="checkbox"/> 22 Appeal 28 USC 158<br><input type="checkbox"/> 423 Withdrawal 28 USC 157<br><b>CIVIL RIGHTS</b><br><input type="checkbox"/> 441 Voting<br><input type="checkbox"/> 442 Employment<br><input type="checkbox"/> 443 Housing/Accommodations<br><input type="checkbox"/> 444 Welfare<br><input type="checkbox"/> 445 American with Disabilities - Employment<br><input type="checkbox"/> 446 American with Disabilities - Other<br><input type="checkbox"/> 440 Other Civil Rights | <b>PRISONER PETITIONS</b><br><input type="checkbox"/> 510 Motions to Vacate Sentence Habeas Corpus<br><input type="checkbox"/> 530 General<br><input type="checkbox"/> 535 Death Penalty<br><input type="checkbox"/> 540 Mandamus/Other<br><input type="checkbox"/> 550 Civil Rights<br><input type="checkbox"/> 555 Prison Condition<br><b>FORFEITURE/PENALTY</b><br><input type="checkbox"/> 610 Agriculture<br><input type="checkbox"/> 620 Other Food & Drug<br><input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881<br><input type="checkbox"/> 630 Liquor Laws<br><input type="checkbox"/> 640 R.R. & Truck<br><input type="checkbox"/> 650 Airline Regs<br><input type="checkbox"/> 660 Occupational Safety/Health<br><input type="checkbox"/> 690 Other | <b>LABOR</b><br><input type="checkbox"/> 710 Fair Labor Standards Act<br><input type="checkbox"/> 720 Labor/Mgmt. Relations<br><input type="checkbox"/> 730 Labor/Mgmt. Reporting & Disclosure Act<br><input type="checkbox"/> 740 Railway Labor Act<br><input type="checkbox"/> 790 Other Labor Litigation<br><input type="checkbox"/> 791 Empl. Ret. Inc. Security Act<br><b>PROPERTY RIGHTS</b><br><input type="checkbox"/> 820 Copyrights<br><input type="checkbox"/> 830 Patent<br><input type="checkbox"/> 840 Trademark<br><b>SOCIAL SECURITY</b><br><input type="checkbox"/> 61 HIA (1395ff)<br><input type="checkbox"/> 862 Black Lung (923)<br><input type="checkbox"/> 863 DIWC/DIWW 405(g)<br><input type="checkbox"/> 864 SSID Title XVI<br><input type="checkbox"/> 865 RSI (405(g))<br><b>FEDERAL TAX SUITS</b><br><input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant)<br><input type="checkbox"/> 871 IRS-Third Party 26 USC 7609 |
|--|--|--|--|---|--|

FOR OFFICE USE ONLY: Case Number: \_\_\_\_\_

AFTER COMPLETING THE FRONT SIDE OF FORM CV-71, COMPLETE THE INFORMATION REQUESTED BELOW.

**VIII(a). IDENTICAL CASES:** Has this action been previously filed in this court and dismissed, remanded or closed? ☒ No ☐ Yes

If yes, list case number(s):

**VIII(b). RELATED CASES:** Have any cases been previously filed in this court that are related to the present case? ☐ No ☒ Yes

2:10-cv-00302-MRP (MAN) (Pfaelzer, J.)

2:10-cv-07275-MRP (MAN) (Pfaelzer, J.)

2:10-cv-04698-MRP (MAN) (Pfaelzer, J.)

2:10-cv-04766-MRP (MAN) (Pfaelzer, J.)

If yes, list case number(s): 2:10-cv-05236-MRP (MAN) (Pfaelzer, J.)

**Civil cases are deemed related if a previously filed case and the present case:**

- (Check all boxes that apply) ☒ A. Arise from the same or closely related transactions, happenings, or events; or  
☒ B. Call for determination of the same or substantially related or similar questions of law and fact; or  
☒ C. For other reasons would entail substantial duplication of labor if heard by different judges; or  
☐ D. Involve the same patent, trademark or copyright, and one of the factors identified above in a, b or c also is present.

**IX. VENUE:** (When completing the following information, use an additional sheet if necessary.)

- (a) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which **EACH** named plaintiff resides.  
☐ Check here if the government, its agencies or employees is a named plaintiff. If this box is checked, go to item (b).

|                           |   |
|---------------------------|---|
| County in this District:* | California County outside of this District; State, if other than California; or Foreign Country |
|                           | Maryland, Pennsylvania  |

- (b) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which **EACH** named defendant resides.  
☐ Check here if the government, its agencies or employees is a named defendant. If this box is checked, go to item (c).

|                           |   |
|---------------------------|---|
| County in this District:* | California County outside of this District; State, if other than California; or Foreign Country |
| Los Angeles               | Delaware, New York, Texas, North Carolina, Connecticut  |

- (c) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which **EACH** claim arose.  
**Note: In land condemnation cases, use the location of the tract of land involved.**

|                           |   |
|---------------------------|---|
| County in this District:* | California County outside of this District; State, if other than California; or Foreign Country |
|                           |   |

\* Los Angeles, Orange, San Bernardino, Riverside, Ventura, Santa Barbara, or San Luis Obispo Counties  
**Note: In land condemnation cases, use the location of the tract of land involved**

X. SIGNATURE OF ATTORNEY (OR PRO PER):

Date

7/27/11

**Notice to Counsel/Parties:** The CV-71 (JS-44) Civil Cover Sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law. This form, approved by the Judicial Conference of the United States in September 1974, is required pursuant to Local Rule 3-1 is not filed but is used by the Clerk of the Court for the purpose of statistics, venue and initiating the civil docket sheet. (For more detailed instructions, see separate instructions sheet.)

LIST OF DEFENDANTS (continued):

COUNTRYWIDE HOME LOANS, INC.; COUNTRYWIDE HOME  
LOAN SERVICING, L.P.; COUNTRYWIDE CAPITAL MARKETS;  
CWALT, INC.; CWMBS, INC.; BANK OF AMERICA MORTGAGE  
SECURITIES, INC.; BANK OF AMERICA CORP.; BAC HOME LOAN  
SERVICING, L.P.; NB HOLDINGS CORPORATION; BANC OF  
AMERICA SECURITIES, LLC; COUNTRYWIDE SECURITIES  
CORPORATION; LEHMAN BROTHERS INC.; GREENWICH CAPITAL  
MARKETS, INC. A.K.A. RBS GREENWICH CAPITAL; MORGAN  
STANLEY & CO., INC.; UBS SECURITIES LLC; ANGELO MOZILO;  
DAVID A. SAMBOL; DAVID A. SPECTOR; ERIC P. SIERACKI;  
STANFORD KURLAND; JOSHUA ADLER; RANJIT KRIPALANI; and  
JENNIFER S. SANDEFUR

---

1 A. Brooks Gresham SBN 155954  
bgresham@mcguirewoods.com  
2 Tracy Evans Moyer SBN 243212  
tmoyer@mcguirewoods.com  
3 MCGUIRE WOODS LLP  
4 1800 Century Park East, 8th Floor  
Los Angeles, California 90067  
5 Tel: 310-315-8200  
Fax: 310-315-8210  
6

7 Mitchell A. Lowenthal (*pro hac vice*  
forthcoming)  
8 mlowenthal@cleary.com  
Meredith E. Kotler (*pro hac vice*  
9 forthcoming)  
mkotler@cleary.com  
10 **CLEARY GOTTlieb STEEN &  
HAMILTON LLP**  
11 One Liberty Plaza  
New York, NY 10006  
12

*Attorneys for Defendants*  
13 Bank of America Corp., NB Holdings  
Corporation, BAC Home Loan  
14 Servicing, L.P, Bank of America  
Mortgage Securities, Inc., and Banc of  
15 America Securities, LLC  
16 SPECIAL APPEARANCE

17 **UNITED STATES DISTRICT COURT**  
18 **CENTRAL DISTRICT OF CALIFORNIA**

19 FEDERATED INVESTMENT  
MANAGEMENT COMPANY;  
20 FEDERATED ULTRASHORT BOND  
FUND; FEDERATED FUND FOR U.S.  
21 GOVERNMENT SECURITIES;  
FEDERATED GOVERNMENT  
22 INCOME SECURITIES, INC.; and  
FEDERATED MORTGAGE CORE  
23 PORTFOLIO,

24 *Plaintiffs,*

25 v.

26 COUNTRYWIDE FINANCIAL  
CORPORATION; COUNTRYWIDE  
27 HOME LOANS, INC.;  
COUNTRYWIDE HOME LOAN  
28 SERVICING, L.P.; COUNTRYWIDE

Case No.

**BANK OF AMERICA  
DEFENDANTS' NOTICE OF  
REMOVAL**

1 CAPITAL MARKETS; CWALT, INC.;  
2 CWMBS, INC.; BANK OF AMERICA  
3 MORTGAGE SECURITIES, INC.;  
4 BANK OF AMERICA CORP.; BAC  
5 HOME LOAN SERVICING, L.P.; NB  
6 HOLDINGS CORPORATION; BANC  
7 OF AMERICA SECURITIES, LLC;  
8 COUNTRYWIDE SECURITIES  
9 CORPORATION; LEHMAN  
10 BROTHERS INC.; GREENWICH  
11 CAPITAL MARKETS, INC. A.K.A.  
12 RBS GREENWICH CAPITAL;  
13 MORGAN STANLEY & CO., INC.;  
14 UBS SECURITIES LLC; ANGELO  
15 MOZILO; DAVID A. SAMBOL;  
16 DAVID A. SPECTOR; ERIC P.  
17 SIERACKI; STANFORD KURLAND;  
18 JOSHUA ADLER; RANJIT  
19 KRIPALANI; and JENNIFER S.  
20 SANDEFUR,

*Defendants.*

1 TO THE CLERK OF THE UNITED STATES DISTRICT COURT FOR THE  
2 CENTRAL DISTRICT OF CALIFORNIA:

3 PLEASE TAKE NOTICE that, on this date, Defendants Bank of America  
4 Corp., NB Holdings Corporation, BAC Home Loan Servicing, L.P, Bank of America  
5 Mortgage Securities, Inc., and Banc of America Securities, LLC (collectively, the  
6 "Bank of America Defendants"), by and through their undersigned attorneys, hereby  
7 remove Case No. BC465659, filed in the Superior Court of California, Los Angeles,  
8 and all claims and causes of action therein (the "Action"), to the United States  
9 District Court for the Central District of California.<sup>1</sup> As grounds for removal, the  
10 Bank of America Defendants state that this Court has original jurisdiction over this  
11 matter under 28 U.S.C. § 1332 on the basis of diversity jurisdiction, and that all the  
12 claims and causes of action in the matter may be removed to this Court under 28  
13 U.S.C. §§ 1441 and 1446.

14 **I. PROCEDURAL HISTORY AND TIMELINESS OF REMOVAL**

15 1. On or about July 18, 2011, Plaintiffs Federated Investment Management  
16 Company, Federated Ultrashort Bond Fund, Federated Fund for U.S. Government  
17 Securities, Inc., Federated Government Income Securities, Inc., and Federated  
18 Mortgage Core Portfolio (collectively, "Plaintiffs") filed a summons and a complaint  
19 (the "Complaint") in this action in the Superior Court of the State of California in the  
20 County of Los Angeles. The case, entitled *Federated Investment Management*  
21 *Company, et al., v. Countrywide Financial Corporation, et al.* (the "Action"), was  
22 assigned case number BC465659. A case management conference has been scheduled  
23 for November 2011. No further proceedings have occurred in the Action.

24 2. Neither the Bank of America Defendants nor any other defendant has yet  
25 been served with the Complaint in the Action. A copy of all process, pleadings, and  
26 orders in the Action that are available from the court at this time is attached hereto as

27 <sup>1</sup> The Bank of America Defendants specially appear only for the purpose of  
28 removal. They reserve all defenses, jurisdictional and otherwise, available to them.



1 Exhibit 1.

2 3. The Complaint alleges, among other things, that certain prospectuses and  
3 other offering materials filed in connection with six residential mortgage-backed  
4 securities ("MBS") issued by one or more subsidiaries of Countrywide Financial  
5 Corporation and one MBS sold by one or more subsidiaries of Bank of America  
6 Corporation, identified by Plaintiffs in Paragraph 65 of the Complaint, contained  
7 misstatements and omissions in violation of Sections 11, 12, and 15 of the Securities  
8 Act of 1933 (the "Securities Act"), 15 U.S.C. §§ 77k, 77l and 77o, in violation of the  
9 California Corporations Code §§ 25400, 25401, 25500, 25501 and 25504, and in  
10 violation of the California Civil Code §§ 1572 *et seq.* and 1709 *et seq.*, as well as the  
11 common law.<sup>2</sup> The Bank of America Defendants dispute that they have any liability  
12 whatsoever to Plaintiffs.

13 4. The Bank of America Defendants' time to answer the Complaint has not  
14 expired, and none of the defendants has served or filed an answer in the Action.

15 5. No motions or other proceedings in the Action are pending in the  
16 Superior Court of Los Angeles County.

17 6. This notice of removal is timely under 28 U.S.C. § 1446(b) because the  
18 Complaint was filed on July 18, 2011.

## 19 **II. REMOVAL IS PROPER UNDER 28 U.S.C. § 1332**

20 7. This Court has original jurisdiction over this matter under 28 U.S.C.  
21 § 1332 on the basis of diversity jurisdiction.

22 8. This Action satisfies the complete diversity requirement. *See* 28 U.S.C.  
23 § 1332(a)(1). Defendants are citizens of California, Delaware, New York, Texas,  
24 North Carolina, and Connecticut. *See* Compl. ¶¶ 22, 24, 26, 27, 28, 29, 33, 37, 38  
25  
26

27 <sup>2</sup> Plaintiffs do not assert claims under Sections 11, 12, and 15 of the Securities Act  
28 in connection with the one MBS issued by one or more subsidiaries of Bank of  
America Corporation.

39, 40, 41, 42, 43, 44, 46, 48, 49, 50, 51, 52, 53, 54.<sup>3</sup> According to filings made by them with the United States Securities & Exchange Commission, Plaintiffs Federated Ultrashort Bond Fund, Federated Funds for U.S. Government Securities, and Federated Government Income Securities, Inc. are Maryland corporations with principal places of business in Pennsylvania. The citizenship of Plaintiff Federated Mortgage Core Portfolio may be disregarded because it is an unincorporated association that is not a legal entity empowered to sue or be sued in its own name. The citizenship of Federated Investment Management Company is also irrelevant as a matter of law because it appears to have been improperly joined in the Action solely to defeat diversity jurisdiction. More specifically, the citizenship of Federated Investment Management Company should be disregarded because it is not alleged to have purchased any of the MBS at issue (Compl. ¶ 20), has no possibility of recovering on any of its claim and has no legal right or standing to sue in this action as a matter of law, and is consequently not a real party in interest to this litigation. *See, e.g., W.R. Huff Asset Mgmt. Co., LLC v. Deloitte & Touche LLP*, 549 F.3d 100, 107-11 (2d Cir. 2008) (holding that investment advisor lacks standing to assert claims for violations of the federal securities laws in its own name but on behalf of its clients, the beneficial owners of the relevant securities); *O'Neil Productions, Inc. v. ABC Sports, Inc.*, Civ. A. No. 06-10804, 2007 WL 1169357, at \*3 (E.D. La. Apr. 19, 2007) ("The improper joinder doctrine can be applied to the alleged improper joinder of a non-diverse plaintiff" where "the non-diverse plaintiff cannot state a cause of action against the defendants in state court (for example, where the non-diverse plaintiff's claims are barred as a matter of law or the non-diverse plaintiff is not a real party in interest.")).

<sup>3</sup> Effective July 1, 2011, BAC Home Loans Servicing, LP was merged into Bank of America, N.A. Bank of America, N.A. is a citizen of Delaware and North Carolina. Compl. ¶ 39. Also, effective October 29, 2010, Banc of America Securities LLC was merged into Merrill Lynch Pierce Fenner & Smith, Inc., a citizen of Delaware and New York.

1           9.     Plaintiffs claim to have purchased approximately \$152 million of the  
2     seven MBS at issue in their Complaint (Compl. ¶ 65) and contend that they are  
3     entitled to substantial damages because the market value of the MBS has plunged.  
4     Compl. ¶¶ 14,260, 266. As such, the matter in controversy exceeds the sum or value  
5     of \$75,000.00, exclusive of interest and costs.

6           10.    This Court has original subject matter jurisdiction over this action  
7     pursuant to 28 U.S.C. §§ 1332 and 1441, because complete diversity of citizenship  
8     exists between Petitioner and all properly joined parties, and the amount in  
9     controversy, exclusive of interests and costs, exceeds \$75,000.00.

10          11.    Because this Court has original subject matter jurisdiction over this  
11     action, and because no resident of the forum state has been “properly joined and  
12     served,” and removal is appropriate under 28 U.S.C. § 1441(b).

#### 13           **IV.    THERE IS NO BAR TO REMOVAL**

14          12.    Section 22(a) of the Securities Act, 15 U.S.C. § 77v(a), does not  
15     preclude removal under 28 U.S.C. § 1441 because there is no reasonable basis in  
16     fact or law or colorable ground for Plaintiffs’ claims under the Securities Act and, as  
17     a result, they must be disregarded.

18          13.    Among other things, Plaintiffs’ claims under the Securities Act are  
19     barred by Section 13 of the Securities Act, 15 U.S.C. § 77m, which provides that:

20               No action shall be maintained to enforce any liability  
21               created under section 77k or 77l(a)(2) of this title unless  
22               brought within one year after the discovery of the untrue  
23               statement or the omission, or after such discovery should  
24               have been made by the exercise of reasonable diligence,  
25               or, if the action is to enforce a liability created under  
26               section 77l(a)(1) of this title, unless brought within one  
27               year after the violation upon which it is based. In no event  
28               shall any such action be brought to enforce a liability

1 created under section 77k or 77l(a)(1) of this title more  
2 than three years after the security was bona fide offered to  
3 the public, or under section 77l(a)(2) of this title more than  
4 three years after the sale.

5 14. Because Plaintiffs filed this action more than three years after the date  
6 of the MBS offerings at issue and the alleged dates of their MBS purchases (Compl.  
7 ¶¶ 65, 76), their Securities Act claims are time-barred under Section 13 by the three-  
8 year statute of repose. Similarly, because Plaintiffs filed this action more than one  
9 year after any alleged misstatements or omissions were discovered or should have  
10 been discovered by the exercise of reasonable diligence (Compl. ¶¶ 276-80), their  
11 Securities Act claims are time-barred under Section 13 by the one-year statute of  
12 limitations.

13 15. Plaintiffs have identified no basis for tolling. The Complaint asserts no  
14 basis to toll the statutes of repose or limitations as to BOAMS 2007-3. Although  
15 Plaintiffs assert (*see* Compl. ¶¶ 276-80) that the statutes of repose and limitations  
16 are tolled as to the other six MBS that they allegedly purchased because those  
17 securities were included in two previously filed class action complaints – *Luther, et*  
18 *al. v. Countrywide Financial Corporation, et al.*, Lead Case No. BC 380698 (Cal.  
19 Super. Ct. (Los Angeles County)) (filed Nov. 14, 2007), and *Washington State*  
20 *Plumbing & Pipefitting Pension Trust v. Countrywide Fin. Corp., et al.*, Case No.  
21 BC392571 (Cal. Super. Ct. (Los Angeles County)) (filed June 12, 2008) – Plaintiffs’  
22 allegations are incorrect as a matter of law and must be rejected on their face.  
23 *Luther* and *Washington State* did not toll the repose or limitations periods as to  
24 CWHL 2005-21, CWHL 2006-OA5, CWHL 2007-14, CWHL 2007-17, and CWHL  
25 207-18, because the *Luther* and *Washington State* plaintiffs did not purchase those  
26 MBS and, therefore, lacked standing to assert Securities Act claims on them. *Me.*  
27 *State Ret. Sys. v. Countrywide Fin. Corp.*, 722 F. Supp. 2d 1157, 1166-67 (C.D. Cal.  
28 2010). *Luther* and *Washington State* did not toll the repose period as to CWALT

1 2005-51 because the statute of repose with respect to that security ran before a  
2 named plaintiff with standing joined the *Luther* action. As such, all Securities Act  
3 claims as to that MBS were time-barred before any tolling could have possibly  
4 begun.

5 **V. PROCEDURAL REQUIREMENTS AND LOCAL RULES**

6 16. Venue is proper under 28 U.S.C. § 1446(a), which provides for removal  
7 of any civil action to the federal district court for the district and division embracing  
8 the place where the action is pending.

9 17. Pursuant to 28 U.S.C. § 1446(d), the Bank of America Defendants will  
10 serve a copy of this Notice of Removal on counsel for Plaintiffs and will file a copy  
11 with the Clerk of the Superior Court, County of Los Angeles. Pursuant to 28 U.S.C. §  
12 1446(a), and attached hereto as Exhibit 2, is a copy of a Notice of Filing of Notice of  
13 Removal, which will be filed with the Clerk of the Superior Court of California,  
14 County of Los Angeles.

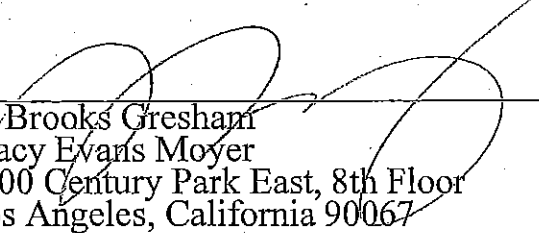
15 18. The Bank of America Defendants sign this Notice of Removal pursuant  
16 to Rule 11 of the Federal Rules of Civil Procedure. *See Destfino v. Reitswig*, 630 F.3d  
17 952, 957 (9th Cir. 2011) ("Because none of the non-joining defendants was properly  
18 served, their absence from the removal notice did not render the removal defective.").

19 19. No other defendants named in the Action have yet been served, so their  
20 consent to removal is not required.

21 20. Accordingly, all of the requirements of 28 U.S.C. §§ 1332 and 1441(a)  
22 have been satisfied, and this action may properly be removed to this Court.

1 Dated: July 27, 2011

MCGUIRE WOODS LLP

2  
3   
4 A. Brooks Gresham  
5 Tracy Evans Moyer  
6 1800 Century Park East, 8th Floor  
7 Los Angeles, California 90067

*Counsel for the Bank of America Defendants*



**PROOF OF SERVICE****STATE OF CALIFORNIA, COUNTY OF LOS ANGELES**

I am employed in the County of Los Angeles, State of California. I am over the age of eighteen years and not a party to the within action; my business address is 1800 Century Park East, 8th Floor, Los Angeles, CA 90067.

On July 27, 2011, I served the following document(s) described as **BANK OF AMERICA DEFENDANTS' NOTICE OF REMOVAL** on the interested parties in this action by placing true copies thereof enclosed in sealed envelopes addressed as follows:

**SEE ATTACHED LIST**

- ☐ **BY MAIL:** I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing with the United States Postal Service. Under that practice, it would be deposited with the United States Postal Service that same day in the ordinary course of business. Such envelope(s) were placed for collection and mailing with postage thereon fully prepaid at Los Angeles, CA, on that same day following ordinary business practices. (C.C.P. § 1013 (a) and 1013a(3))
- ☐ **BY FACSIMILE:** At approximately \_\_\_\_\_, I caused said document(s) to be transmitted by facsimile pursuant to Rule 2008 of the California Rules of Court. The telephone number of the sending facsimile machine was 310.315.8210. The name(s) and facsimile machine telephone number(s) of the person(s) served are set forth in the service list. The document was transmitted by facsimile transmission, and the sending facsimile machine properly issued a transmission report confirming that the transmission was complete and without error.
- ☒ **BY OVERNIGHT DELIVERY:** I deposited such document(s) in a box or other facility regularly maintained by the overnight service carrier, or delivered such document(s) to a courier or driver authorized by the overnight service carrier to receive documents, in an envelope or package designated by the overnight service carrier with delivery fees paid or provided for, addressed to the person(s) served hereunder. (C.C.P. § 1013(d)(e))
- ☐ **BY HAND DELIVERY:** I delivered such envelope(s) by hand to the office of the addressee(s). (C.C.P. § 1011(a)(b))
- ☐ **BY PERSONAL SERVICE:** I personally delivered such envelope(s) to the addressee(s). (C.C.P. § 1011)

I declare under penalty of perjury that I am employed in the office of a member of the bar of this Court at whose direction the service was made and that the foregoing is true and correct.

Executed on July 27, 2011, at Los Angeles, CA.

  
Lori A. Gomez



**SERVICE LIST**

|  |   |
|--|---|
| <p>Maxwell M. Blecher<br/> <b>BLECHER &amp; COLLINS, P.C.</b><br/>                     515 South Figueroa Street, Suite 1750<br/>                     Los Angeles, CA 90071</p>  | <p><i>Attorneys for Plaintiffs</i></p> <p>Tel. 213-622-4222<br/>                     Fax. 213-622-1656<br/> <a href="mailto:mblecher@blechercollins.com">mblecher@blechercollins.com</a></p>  |
| <p>Stephen Lowey<br/>                     Barbara Hart<br/>                     David Harrison<br/> <b>LOWEY, DANENBERG, COHEN &amp; HART, PC</b><br/>                     One North Broadway, Suite 509<br/>                     White Plains, NY 10601</p> | <p>Tel: 914-997-0500<br/>                     Fax: 914-997-0035<br/> <a href="mailto:slowey@lowey.com">slowey@lowey.com</a><br/> <a href="mailto:bhart@lowey.com">bhart@lowey.com</a><br/> <a href="mailto:dharrison@lowey.com">dharrison@lowey.com</a></p> |

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 HAMILTON LLP**  
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 New York, NY 10006

*Attorneys for Defendants*  
 Bank of America Corp., NB Holdings  
 Corporation, BAC Home Loan  
 Servicing, L.P., Bank of America  
 Mortgage Securities, Inc., and Banc of  
 America Securities, LLC

**UNITED STATES DISTRICT COURT  
 CENTRAL DISTRICT OF CALIFORNIA**

FEDERATED INVESTMENT  
 MANAGEMENT COMPANY;  
 FEDERATED ULTRASHORT BOND  
 FUND; FEDERATED FUND FOR U.S.  
 GOVERNMENT SECURITIES;  
 FEDERATED GOVERNMENT  
 INCOME SECURITIES, INC.; and  
 FEDERATED MORTGAGE CORE  
 PORTFOLIO,

*Plaintiffs,*

v.

COUNTRYWIDE FINANCIAL  
 CORPORATION; COUNTRYWIDE  
 HOME LOANS, INC.;  
 COUNTRYWIDE HOME LOAN  
 SERVICING, L.P.; COUNTRYWIDE  
 CAPITAL MARKETS; CWALT, INC.;

Case No.

**BANK OF AMERICA  
 DEFENDANTS' CERTIFICATION  
 OF INTERESTED PARTIES**

1 CWMBS, INC.; BANK OF AMERICA  
2 MORTGAGE SECURITIES, INC.;  
3 BANK OF AMERICA CORP.; BAC  
4 HOME LOAN SERVICING, L.P.; NB  
5 HOLDINGS CORPORATION; BANC  
6 OF AMERICA SECURITIES, LLC;  
7 COUNTRYWIDE SECURITIES  
8 CORPORATION; LEHMAN  
9 BROTHERS INC.; GREENWICH  
10 CAPITAL MARKETS, INC. A.K.A.  
11 RBS GREENWICH CAPITAL;  
12 MORGAN STANLEY & CO., INC.;  
13 UBS SECURITIES LLC; ANGELO  
14 MOZILO; DAVID A. SAMBOL;  
15 DAVID A. SPECTOR; ERIC P.  
16 SIERACKI; STANFORD KURLAND;  
17 JOSHUA ADLER; RANJIT  
18 KRIPALANI; and JENNIFER S.  
19 SANDEFUR,

20  
21  
22  
23  
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26  
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28  
*Defendants.*

1 Pursuant to Civil L.R. 7.1-1, the undersigned, counsel of record for  
2 Defendants Bank of America Corporation, NB Holdings Corporation, BAC Home  
3 Loan Servicing, L.P., Bank of America Mortgage Securities, Inc., and Banc of  
4 America Securities, LLC (collectively, the "Bank of America Defendants") certifies  
5 that the following listed party (or parties) may have a pecuniary interest in the  
6 outcome of this case. These representations are made to enable the Court to evaluate  
7 possible disqualification or recusal.

8 1. Bank of America Corporation ("BAC") is a publicly-held corporation  
9 whose shares are traded on the New York Stock Exchange. BAC has no parent  
10 company, and no publicly-held corporation owns more than 10% of BAC's shares.

11 2. NB Holdings Corporation is a wholly-owned direct subsidiary of BAC.  
12 BAC is the only publicly-held corporation that owns a 10% or more of NB Holdings  
13 Corporation.

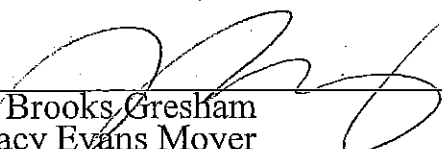
14 3. BAC Home Loan Servicing, L.P. ("Servicing") merged with and into  
15 Bank of America, N.A. effective July 1, 2011. Bank of America, N.A. is a wholly-  
16 owned subsidiary of BANA Holding Corporation, which is wholly-owned by BAC  
17 North America Holding Company. BAC North America Holding Company is  
18 wholly-owned by NB Holdings Corporation.

19 4. Banc of America Mortgage Securities, Inc. is a wholly-owned  
20 subsidiary of BAC. BAC is the only publicly-held corporation that owns 10% or  
21 more of Banc of America Mortgage Securities, Inc.'s shares.

22 5. Banc of America Securities LLC merged with and into Merrill Lynch,  
23 Pierce, Fenner & Smith Incorporated effective November 1, 2010. Merrill Lynch,  
24 Pierce, Fenner & Smith Incorporated is a wholly-owned subsidiary of Merrill Lynch  
25 & Co., Inc. Merrill Lynch & Co., Inc. is a wholly-owned subsidiary of BAC, which  
26 owns all of the common stock of Merrill Lynch & Co., Inc. BAC is the only  
27 publicly-held corporation that owns, indirectly, a 10% or greater interest in Merrill  
28 Lynch, Pierce, Fenner & Smith Incorporated.

1 Dated: July 27, 2011

MCGUIRE WOODS LLP

2  
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5 A. Brooks Gresham  
6 Tracy Eyans Moyer  
7 1800 Century Park East, 8th Floor  
8 Los Angeles, California 90067

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*Counsel for the Bank of America Defendants*

**PROOF OF SERVICE****STATE OF CALIFORNIA, COUNTY OF LOS ANGELES**

I am employed in the County of Los Angeles, State of California. I am over the age of eighteen years and not a party to the within action; my business address is 1800 Century Park East, 8th Floor, Los Angeles, CA 90067.

On July 27, 2011, I served the following document(s) described as **BANK OF AMERICA DEFENDANTS' CERTIFICATION OF INTERESTED PARTIES** on the interested parties in this action by placing true copies thereof enclosed in sealed envelopes addressed as follows:

**SEE ATTACHED LIST**

☐ **BY MAIL:** I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing with the United States Postal Service. Under that practice, it would be deposited with the United States Postal Service that same day in the ordinary course of business. Such envelope(s) were placed for collection and mailing with postage thereon fully prepaid at Los Angeles, CA, on that same day following ordinary business practices. (C.C.P. § 1013 (a) and 1013a(3))

☐ **BY FACSIMILE:** At approximately \_\_\_\_\_, I caused said document(s) to be transmitted by facsimile pursuant to Rule 2008 of the California Rules of Court. The telephone number of the sending facsimile machine was 310.315.8210. The name(s) and facsimile machine telephone number(s) of the person(s) served are set forth in the service list. The document was transmitted by facsimile transmission, and the sending facsimile machine properly issued a transmission report confirming that the transmission was complete and without error.

☒ **BY OVERNIGHT DELIVERY:** I deposited such document(s) in a box or other facility regularly maintained by the overnight service carrier, or delivered such document(s) to a courier or driver authorized by the overnight service carrier to receive documents, in an envelope or package designated by the overnight service carrier with delivery fees paid or provided for, addressed to the person(s) served hereunder. (C.C.P. § 1013(d)(e))

☐ **BY HAND DELIVERY:** I delivered such envelope(s) by hand to the office of the addressee(s). (C.C.P. § 1011(a)(b))

☐ **BY PERSONAL SERVICE:** I personally delivered such envelope(s) to the addressee(s). (C.C.P. § 1011)

I declare under penalty of perjury that I am employed in the office of a member of the bar of this Court at whose direction the service was made and that the foregoing is true and correct.

Executed on July 27, 2011, at Los Angeles, CA.

  
Lori A. Gomez

**SERVICE LIST**

|  |   |
|--|---|
| <p>Maxwell M. Blecher<br/> <b>BLECHER &amp; COLLINS, P.C.</b><br/>                     515 South Figueroa Street, Suite 1750<br/>                     Los Angeles, CA 90071</p>  | <p><i>Attorneys for Plaintiffs</i></p> <p>Tel. 213-622-4222<br/>                     Fax. 213-622-1656<br/> <a href="mailto:mblecher@blechercollins.com">mblecher@blechercollins.com</a></p>  |
| <p>Stephen Lowey<br/>                     Barbara Hart<br/>                     David Harrison<br/> <b>LOWEY, DANENBERG, COHEN &amp; HART, PC</b><br/>                     One North Broadway, Suite 509<br/>                     White Plains, NY 10601</p> | <p>Tel: 914-997-0500<br/>                     Fax: 914-997-0035<br/> <a href="mailto:slowey@lowey.com">slowey@lowey.com</a><br/> <a href="mailto:bhart@lowey.com">bhart@lowey.com</a><br/> <a href="mailto:dharrison@lowey.com">dharrison@lowey.com</a></p> |



**PROOF OF SERVICE**

**STATE OF CALIFORNIA, COUNTY OF LOS ANGELES**

I am employed in the County of Los Angeles, State of California. I am over the age of eighteen years and not a party to the within action; my business address is 1800 Century Park East, 8th Floor, Los Angeles, CA 90067.

On July 27, 2011, I served the following document(s) described as **BANK OF AMERICA DEFENDANTS' NOTICE OF REMOVAL** on the interested parties in this action by placing true copies thereof enclosed in sealed envelopes addressed as follows:

**SEE ATTACHED LIST**

- ☐ **BY MAIL:** I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing with the United States Postal Service. Under that practice, it would be deposited with the United States Postal Service that same day in the ordinary course of business. Such envelope(s) were placed for collection and mailing with postage thereon fully prepaid at Los Angeles, CA, on that same day following ordinary business practices. (C.C.P. § 1013 (a) and 1013a(3))
- ☐ **BY FACSIMILE:** At approximately \_\_\_\_\_, I caused said document(s) to be transmitted by facsimile pursuant to Rule 2008 of the California Rules of Court. The telephone number of the sending facsimile machine was 310.315.8210. The name(s) and facsimile machine telephone number(s) of the person(s) served are set forth in the service list. The document was transmitted by facsimile transmission, and the sending facsimile machine properly issued a transmission report confirming that the transmission was complete and without error.
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- ☐ **BY HAND DELIVERY:** I delivered such envelope(s) by hand to the office of the addressee(s). (C.C.P. § 1011(a)(b))
- ☐ **BY PERSONAL SERVICE:** I personally delivered such envelope(s) to the addressee(s). (C.C.P. § 1011)

I declare under penalty of perjury that I am employed in the office of a member of the bar of this Court at whose direction the service was made and that the foregoing is true and correct.

Executed on July 27, 2011, at Los Angeles, CA.

  
Lofi A. Gomez

**SERVICE LIST**

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[bhart@lowey.com](mailto:bhart@lowey.com)  
[dharrison@lowey.com](mailto:dharrison@lowey.com)

**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA**

**NOTICE OF ASSIGNMENT TO UNITED STATES MAGISTRATE JUDGE FOR DISCOVERY**

This case has been assigned to District Judge John Kronstadt and the assigned discovery Magistrate Judge is Victor B. Kenton.

The case number on all documents filed with the Court should read as follows:

**CV11- 6208 JAK (VBKx)**

Pursuant to General Order 05-07 of the United States District Court for the Central District of California, the Magistrate Judge has been designated to hear discovery related motions.

All discovery related motions should be noticed on the calendar of the Magistrate Judge

=====

**NOTICE TO COUNSEL**

*A copy of this notice must be served with the summons and complaint on all defendants (if a removal action is filed, a copy of this notice must be served on all plaintiffs).*

Subsequent documents must be filed at the following location:

☒ **Western Division**  
312 N. Spring St., Rm. G-8  
Los Angeles, CA 90012

☐ **Southern Division**  
411 West Fourth St., Rm. 1-053  
Santa Ana, CA 92701-4516

☐ **Eastern Division**  
3470 Twelfth St., Rm. 134  
Riverside, CA 92501

Failure to file at the proper location will result in your documents being returned to you.

|  |  |   |  |
|--|--|---|--|
| <b>I (a) PLAINTIFFS</b> (Check box if you are representing yourself <input type="checkbox"/> )<br>Federated Investment Management Company; Federated<br>Ultrashort Bond Fund; Federated Fund for U.S. Government<br>Securities; Federated Government Income Securities, Inc.; and<br>Federated Mortgage Core Portfolio |  | <b>DEFENDANTS</b><br>Countrywide Financial Corporation; et al.<br><br>SEE ATTACHED LIST OF DEFENDANTS   |  |
| <b>(b) Attorneys</b> (Firm Name, Address and Telephone Number. If you are representing yourself, provide same.)<br>Maxwell M. Blecher<br>BLECHER & COLLINS, P.C.<br>515 S. Figueroa Street, Suite 1750<br>Los Angeles, CA 90071<br>Tel: (213) 622-4222 / Fax: (213) 622-1656   |  | Attorneys (If Known)<br>for Bank of America Defendants:<br>A. Brooks Gresham (SBN 155954)<br>Tracy Evans-Moyer (SBN 243212)<br>MCGUIRE WOODS LLP<br>1800 Century Park East, 8 <sup>th</sup> Floor<br>Los Angeles, CA 90067<br>Tel: (310) 315-8200 / Fax: (310) 315-8210 |  |

|  |   |                                       |   |                            |                            |            |            |                       |                            |                                       |   |                            |                            |                          |                                       |                                       |   |                            |                            |   |                            |                            |                |                            |                            |
|--|---|---------------------------------------|---|----------------------------|----------------------------|------------|------------|-----------------------|----------------------------|---------------------------------------|---|----------------------------|----------------------------|--------------------------|---------------------------------------|---------------------------------------|---|----------------------------|----------------------------|---|----------------------------|----------------------------|----------------|----------------------------|----------------------------|
| <b>II. BASIS OF JURISDICTION</b> (Place an X in one box only.)<br><br><input type="checkbox"/> 1 U.S. Government Plaintiff <input type="checkbox"/> 3 Federal Question (U.S. Government Not a Party)<br><br><input type="checkbox"/> 2 U.S. Government Defendant <input checked="" type="checkbox"/> 4 Diversity (Indicate Citizenship of Parties in Item III) | <b>III. CITIZENSHIP OF PRINCIPAL PARTIES</b> - For Diversity Cases Only<br>(Place an X in one box for plaintiff and one for defendant.) <table style="width:100%; border: none;"> <tr> <td style="width:35%;"></td> <td style="width:10%; text-align: center;"><b>PTF</b></td> <td style="width:10%; text-align: center;"><b>DEF</b></td> <td style="width:45%;"></td> <td style="width:10%; text-align: center;"><b>PTF</b></td> <td style="width:10%; text-align: center;"><b>DEF</b></td> </tr> <tr> <td>Citizen of This State</td> <td style="text-align: center;"><input type="checkbox"/> 1</td> <td style="text-align: center;"><input checked="" type="checkbox"/> 1</td> <td>Incorporated or Principal Place of Business in this State</td> <td style="text-align: center;"><input type="checkbox"/> 4</td> <td style="text-align: center;"><input type="checkbox"/> 4</td> </tr> <tr> <td>Citizen of Another State</td> <td style="text-align: center;"><input checked="" type="checkbox"/> 2</td> <td style="text-align: center;"><input checked="" type="checkbox"/> 2</td> <td>Incorporated and Principal Place of Business in Another State</td> <td style="text-align: center;"><input type="checkbox"/> 5</td> <td style="text-align: center;"><input type="checkbox"/> 5</td> </tr> <tr> <td>Citizen or Subject of a Foreign Country</td> <td style="text-align: center;"><input type="checkbox"/> 3</td> <td style="text-align: center;"><input type="checkbox"/> 3</td> <td>Foreign Nation</td> <td style="text-align: center;"><input type="checkbox"/> 6</td> <td style="text-align: center;"><input type="checkbox"/> 6</td> </tr> </table> |                                       | <b>PTF</b>  | <b>DEF</b>                 |                            | <b>PTF</b> | <b>DEF</b> | Citizen of This State | <input type="checkbox"/> 1 | <input checked="" type="checkbox"/> 1 | Incorporated or Principal Place of Business in this State | <input type="checkbox"/> 4 | <input type="checkbox"/> 4 | Citizen of Another State | <input checked="" type="checkbox"/> 2 | <input checked="" type="checkbox"/> 2 | Incorporated and Principal Place of Business in Another State | <input type="checkbox"/> 5 | <input type="checkbox"/> 5 | Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3 | <input type="checkbox"/> 3 | Foreign Nation | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |
|  | <b>PTF</b>  | <b>DEF</b>                            |   | <b>PTF</b>                 | <b>DEF</b>                 |            |            |                       |                            |                                       |   |                            |                            |                          |                                       |                                       |   |                            |                            |   |                            |                            |                |                            |                            |
| Citizen of This State  | <input type="checkbox"/> 1  | <input checked="" type="checkbox"/> 1 | Incorporated or Principal Place of Business in this State     | <input type="checkbox"/> 4 | <input type="checkbox"/> 4 |            |            |                       |                            |                                       |   |                            |                            |                          |                                       |                                       |   |                            |                            |   |                            |                            |                |                            |                            |
| Citizen of Another State   | <input checked="" type="checkbox"/> 2   | <input checked="" type="checkbox"/> 2 | Incorporated and Principal Place of Business in Another State | <input type="checkbox"/> 5 | <input type="checkbox"/> 5 |            |            |                       |                            |                                       |   |                            |                            |                          |                                       |                                       |   |                            |                            |   |                            |                            |                |                            |                            |
| Citizen or Subject of a Foreign Country  | <input type="checkbox"/> 3  | <input type="checkbox"/> 3            | Foreign Nation  | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |            |            |                       |                            |                                       |   |                            |                            |                          |                                       |                                       |   |                            |                            |   |                            |                            |                |                            |                            |

|  |  |
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| <b>IV. ORIGIN</b> (Place an X in one box only.)<br><input type="checkbox"/> 1 Original Proceeding <input checked="" type="checkbox"/> 2 Removed from State Court <input type="checkbox"/> 3 Remanded from Appellate Court <input type="checkbox"/> 4 Reinstated or Reopened <input type="checkbox"/> 5 Transferred from another district (specify): <input type="checkbox"/> 6 Multi-District Litigation <input type="checkbox"/> 7 Appeal to District Judge from Magistrate Judge |  |
|--|--|

|  |  |
|--|--|
| <b>V. REQUESTED IN COMPLAINT: JURY DEMAND:</b> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No (Check 'Yes' only if demanded in complaint.)<br><b>CLASS ACTION under F.R.C.P. 23:</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input checked="" type="checkbox"/> <b>MONEY DEMANDED IN COMPLAINT: \$</b> _____ |  |
|--|--|

**VI. CAUSE OF ACTION** (Cite the U. S. Civil Statute under which you are filing and write a brief statement of cause. Do not cite jurisdictional statutes unless diversity.)

| VII. NATURE OF SUIT (Place an X in one box only.)  |  |  |  |  |   |
|--|--|--|--|--|---|
| <b>OTHER STATUTES</b><br><input type="checkbox"/> 400 State Reapportionment<br><input type="checkbox"/> 410 Antitrust<br><input type="checkbox"/> 430 Banks and Banking<br><input type="checkbox"/> 450 Commerce/ICC Rates/etc.<br><input type="checkbox"/> 460 Deportation<br><input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations<br><input type="checkbox"/> 480 Consumer Credit<br><input type="checkbox"/> 490 Cable/Sat TV<br><input type="checkbox"/> 810 Selective Service<br><input checked="" type="checkbox"/> 850 Securities/Commodities/Exchange<br><input type="checkbox"/> 875 Customer Challenge 12 USC 3410<br><input type="checkbox"/> 890 Other Statutory Actions<br><input type="checkbox"/> 891 Agricultural Act<br><input type="checkbox"/> 892 Economic Stabilization Act<br><input type="checkbox"/> 893 Environmental Matters<br><input type="checkbox"/> 894 Energy Allocation Act<br><input type="checkbox"/> 895 Freedom of Info. Act<br><input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice<br><input type="checkbox"/> 950 Constitutionality of State Statutes | <b>CONTRACT</b><br><input type="checkbox"/> 110 Insurance<br><input type="checkbox"/> 120 Marine<br><input type="checkbox"/> 130 Miller Act<br><input type="checkbox"/> 140 Negotiable Instrument<br><input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment<br><input type="checkbox"/> 151 Medicare Act<br><input type="checkbox"/> 152 Recovery of Defaulted Student Loan (Excl. Veterans)<br><input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits<br><input type="checkbox"/> 160 Stockholders' Suits<br><input type="checkbox"/> 190 Other Contract<br><input type="checkbox"/> 195 Contract Product Liability<br><input type="checkbox"/> 196 Franchise<br><b>REAL PROPERTY</b><br><input type="checkbox"/> 210 Land Condemnation<br><input type="checkbox"/> 220 Foreclosure<br><input type="checkbox"/> 230 Rent Lease & Ejectment<br><input type="checkbox"/> 240 Torts to Land<br><input type="checkbox"/> 245 Tort Product Liability<br><input type="checkbox"/> 290 All Other Real Property | <b>TORTS PERSONAL INJURY</b><br><input type="checkbox"/> 310 Airplane<br><input type="checkbox"/> 315 Airplane Product Liability<br><input type="checkbox"/> 320 Assault, Libel & Slander<br><input type="checkbox"/> 330 Fed. Employers' Liability<br><input type="checkbox"/> 340 Marine<br><input type="checkbox"/> 345 Marine Product Liability<br><input type="checkbox"/> 350 Motor Vehicle<br><input type="checkbox"/> 355 Motor Vehicle Product Liability<br><input type="checkbox"/> 360 Other Personal Injury<br><input type="checkbox"/> 362 Personal Injury-Med Malpractice<br><input type="checkbox"/> 365 Personal Injury-Product Liability<br><input type="checkbox"/> 368 Asbestos Personal Injury Product Liability<br><b>IMMIGRATION</b><br><input type="checkbox"/> 462 Naturalization Application<br><input type="checkbox"/> 463 Habeas Corpus-Alien Detainee<br><input type="checkbox"/> 465 Other Immigration Actions | <b>TORTS PERSONAL PROPERTY</b><br><input type="checkbox"/> 370 Other Fraud<br><input type="checkbox"/> 371 Truth in Lending<br><input type="checkbox"/> 380 Other Personal Property Damage<br><input type="checkbox"/> 385 Property Damage Product Liability<br><b>BANKRUPTCY</b><br><input type="checkbox"/> 22 Appeal 28 USC 158<br><input type="checkbox"/> 423 Withdrawal 28 USC 157<br><b>CIVIL RIGHTS</b><br><input type="checkbox"/> 441 Voting<br><input type="checkbox"/> 442 Employment<br><input type="checkbox"/> 443 Housing/Accommodations<br><input type="checkbox"/> 444 Welfare<br><input type="checkbox"/> 445 American with Disabilities - Employment<br><input type="checkbox"/> 446 American with Disabilities - Other<br><input type="checkbox"/> 440 Other Civil Rights | <b>PRISONER PETITIONS</b><br><input type="checkbox"/> 510 Motions to Vacate Sentence Habeas Corpus<br><input type="checkbox"/> 530 General<br><input type="checkbox"/> 535 Death Penalty<br><input type="checkbox"/> 540 Mandamus/Other<br><input type="checkbox"/> 550 Civil Rights<br><input type="checkbox"/> 555 Prison Condition<br><b>FORFEITURE / PENALTY</b><br><input type="checkbox"/> 610 Agriculture<br><input type="checkbox"/> 620 Other Food & Drug<br><input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881<br><input type="checkbox"/> 630 Liquor Laws<br><input type="checkbox"/> 640 R.R. & Truck<br><input type="checkbox"/> 650 Airline Regs<br><input type="checkbox"/> 660 Occupational Safety /Health<br><input type="checkbox"/> 690 Other | <b>LABOR</b><br><input type="checkbox"/> 710 Fair Labor Standards Act<br><input type="checkbox"/> 720 Labor/Mgmt. Relations<br><input type="checkbox"/> 730 Labor/Mgmt. Reporting & Disclosure Act<br><input type="checkbox"/> 740 Railway Labor Act<br><input type="checkbox"/> 790 Other Labor<br><input type="checkbox"/> 791 Empl. Ret. Inc. Security Act<br><b>PROPERTY RIGHTS</b><br><input type="checkbox"/> 820 Copyrights<br><input type="checkbox"/> 830 Patent<br><input type="checkbox"/> 840 Trademark<br><b>SOCIAL SECURITY</b><br><input type="checkbox"/> 61 HIA (1395ff)<br><input type="checkbox"/> 862 Black Lung (923)<br><input type="checkbox"/> 863 DIWC/DIWW 405(g)<br><input type="checkbox"/> 864 SSID Title XVI<br><input type="checkbox"/> 865 RSI (405(g))<br><b>FEDERAL TAX SUITS</b><br><input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant)<br><input type="checkbox"/> 871 IRS-Third Party 26 USC 7609 |

FOR OFFICE USE ONLY: Case Number: **LACV11-6208**

AFTER COMPLETING THE FRONT SIDE OF FORM CV-71, COMPLETE THE INFORMATION REQUESTED BELOW.

VIII(a). IDENTICAL CASES: Has this action been previously filed in this court and dismissed, remanded or closed? ☒ No ☐ Yes

If yes, list case number(s):

VIII(b). RELATED CASES: Have any cases been previously filed in this court that are related to the present case? ☐ No ☒ Yes

2:10-cv-00302-MRP (MAN) (Pfaelzer, J.)

2:10-cv-07275-MRP (MAN) (Pfaelzer, J.)

2:10-cv-04698-MRP (MAN) (Pfaelzer, J.)

2:10-cv-04766-MRP (MAN) (Pfaelzer, J.)

If yes, list case number(s): 2:10-cv-05236-MRP (MAN) (Pfaelzer, J.)

Civil cases are deemed related if a previously filed case and the present case:

(Check all boxes that apply)

- ☒ A. Arise from the same or closely related transactions, happenings, or events; or  
☒ B. Call for determination of the same or substantially related or similar questions of law and fact; or  
☒ C. For other reasons would entail substantial duplication of labor if heard by different judges; or  
☐ D. Involve the same patent, trademark or copyright, and one of the factors identified above in a, b or c also is present.

IX. VENUE: (When completing the following information, use an additional sheet if necessary.)

(a) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which EACH named plaintiff resides.

☐ Check here if the government, its agencies or employees is a named plaintiff. If this box is checked, go to item (b).

|                           |   |
|---------------------------|---|
| County in this District:* | California County outside of this District; State, if other than California; or Foreign Country |
|                           | Maryland, Pennsylvania  |

(b) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which EACH named defendant resides.

☐ Check here if the government, its agencies or employees is a named defendant. If this box is checked, go to item (c).

|                           |   |
|---------------------------|---|
| County in this District:* | California County outside of this District; State, if other than California; or Foreign Country |
| Los Angeles               | Delaware, New York, Texas, North Carolina, Connecticut  |

(c) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which EACH claim arose.

Note: In land condemnation cases, use the location of the tract of land involved.

|                           |   |
|---------------------------|---|
| County in this District:* | California County outside of this District; State, if other than California; or Foreign Country |
|                           |   |

\* Los Angeles, Orange, San Bernardino, Riverside, Ventura, Santa Barbara, or San Luis Obispo Counties

Note: In land condemnation cases, use the location of the tract of land involved

X. SIGNATURE OF ATTORNEY (OR PRO PER):

Date

7/27/11

Notice to Counsel/Parties: The CV-71 (JS-44) Civil Cover Sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law. This form, approved by the Judicial Conference of the United States in September 1974, is required pursuant to Local Rule 3 -1 is not filed but is used by the Clerk of the Court for the purpose of statistics, venue and initiating the civil docket sheet. (For more detailed instructions, see separate instructions sheet.)

LIST OF DEFENDANTS (continued):

COUNTRYWIDE HOME LOANS, INC.; COUNTRYWIDE HOME LOAN SERVICING, L.P.; COUNTRYWIDE CAPITAL MARKETS; CWALT, INC.; CWMBS, INC.; BANK OF AMERICA MORTGAGE SECURITIES, INC.; BANK OF AMERICA CORP.; BAC HOME LOAN SERVICING, L.P.; NB HOLDINGS CORPORATION; BANC OF AMERICA SECURITIES, LLC; COUNTRYWIDE SECURITIES CORPORATION; LEHMAN BROTHERS INC.; GREENWICH CAPITAL MARKETS, INC. A.K.A. RBS GREENWICH CAPITAL; MORGAN STANLEY & CO., INC.; UBS SECURITIES LLC; ANGELO MOZILO; DAVID A. SAMBOL; DAVID A. SPECTOR; ERIC P. SIERACKI; STANFORD KURLAND; JOSHUA ADLER; RANJIT KRIPALANI; and JENNIFER S. SANDEFUR